

**UNITED STATES NAVY-MARINE CORPS
COURT OF CRIMINAL APPEALS
WASHINGTON, D.C.**

**Before
E.E. GEISER, L.T. BOOKER, J.K. CARBERRY
Appellate Military Judges**

UNITED STATES OF AMERICA

v.

**JOSE G. ORTIZ
PRIVATE FIRST CLASS (E-2), U.S. MARINE CORPS**

**NMCCA 200900613
SPECIAL COURT-MARTIAL**

Sentence Adjudged: 9 July 2009.

Military Judge: LtCol Peter S. Rubin, USMC.

Convening Authority: Commanding Officer, 1st Radio
Battalion, I MEF Headquarters Group, I Marine Expeditionary
Force, Camp Pendleton, CA.

Staff Judge Advocate's Recommendation: Col J.G. Bowe, USMC.

For Appellant: LCDR Matthew T. Schelp, JAGC, USN.

For Appellee: Mr. Brian K. Keller, Esq.

21 January 2010

OPINION OF THE COURT

After careful consideration of the record, submitted without assignment of error, we affirm the findings and sentence as approved by the convening authority. Art. 66(c), Uniform Code of Military Justice, 10 U.S.C. § 866(c).

For the Court

R.H. TROIDL
Clerk of Court